

University at Buffalo School of Law

Digital Commons @ University at Buffalo School of Law

The Opinion Newspaper (all issues)

The Opinion

3-30-1993

The Opinion Volume 33 Number 15 – March 30, 1993

The Opinion

Follow this and additional works at: https://digitalcommons.law.buffalo.edu/the_opinion



Part of the [Higher Education Commons](#), and the [Legal History Commons](#)

Recommended Citation

The Opinion, "The Opinion Volume 33 Number 15 – March 30, 1993" (1993). *The Opinion Newspaper (all issues)*. 292.

https://digitalcommons.law.buffalo.edu/the_opinion/292

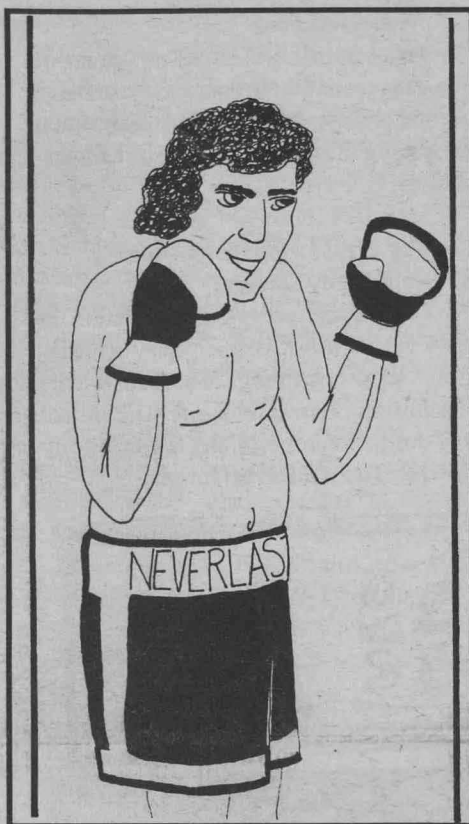
This Newspaper is brought to you for free and open access by the The Opinion at Digital Commons @ University at Buffalo School of Law. It has been accepted for inclusion in The Opinion Newspaper (all issues) by an authorized administrator of Digital Commons @ University at Buffalo School of Law. For more information, please contact lawscholar@buffalo.edu.



Battle of the "Bourgeoisie" Set for May 16

by Cash S. Clay
Special to *The Onion*

They've been sparring with each other at every trendy law school "kegger" party for the last year, but now they're going to duke it out



one last time, in the fight of the year. Unlike professional boxers, however, these two champs don't fight in a weight class, they fight in the social-political class known as the "bourgeoisie liberal-left," or "Bourgeois", for short (pronounced <<bü'-jeez>>).

On May 16, UB Law third year Scot "Spittle" Fisher will battle fellow third year Scott "By Hook or by Crook" Rudnick to decide who's the better "Bourgeois". Physically, these two fighters couldn't be more different. The tall and lanky Fisher has a definite reach advantage over the short and paunchy Rudnick. Although slower to the punch, Rudnick has the clear "law school brawl" advantage, having tangled with none other than the oh-so-lanky Federalist Papers editor Norbert Higgins. Last year's Higgins conflict may just have given Rudnick the edge he needs for this upcoming fight.

The fight to end all fights between the two is scheduled to begin following the graduation ceremony. Although it would be ideal to hold the event in Alumni Arena, while the family and guests of the graduating class are still present for the spectacle, fight promoters Bill "Don King" Trezevant and Saultan "Flash in the Bucket" Baptiste, have not been able to work out a deal with the Administration for charging admission to the fight. "I worked har

nurturing Fisher for this fight while he served on the SBA. The Administration has another thing coming if they think I'll be generous on this one. I'll even use my contacts on the law school faculty if I have to," commented Trezevant. He has taken a hardball stance in the negotiations.

However, Baptiste was more philosophical, saying that "as the newly elected SBA president, I have the responsibility to generate income for the law school student body whenever the opportunity presents itself. These two shouldn't be allowed to make a spectacle of themselves for free."

Fisher, reached for comment earlier this week, said "[he] has no personal grudge against

wanna say that when I go to a party and Scot Fisher's there drinking, you know, I just want to say...uhm...Why does he do it?...No, he's

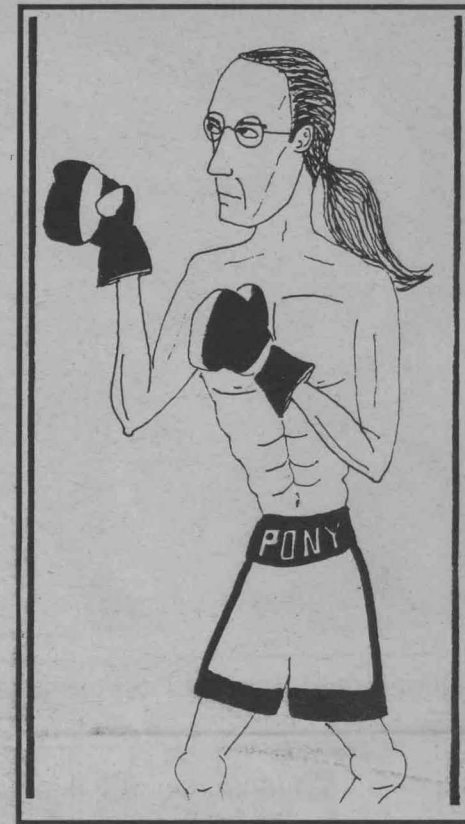
...Battle, continued on page 2

"Fighting is so violent, I find it utterly repulsive. . .and I never engage in it. . .but, you know,

-Scott R.-

Rudnick, but, like, you know, it's like when you have a bad hair day, which I always am having, or you can't get that message on your answering machine right like...like...it just happens."

Rudnick, however, feels Fisher has been stepping on his toes for some time now. "I just



"Planet Janet" Gets the Call

by Russ T. Bailiff

President Clinton announced his first nominee to replace retiring Supreme Court Justice Byron White. The proposed new Justice will be Professor Janet Lindgren of the University at Buffalo School of Law.

The president voiced a great deal of enthusiasm over his choice of Justice. He especially noted her great oratory skills, which have made her quite famous at UB. "She's a far more interesting speaker than me," said the president. "I'm especially impressed with her perfect timing of knowing just when to finish a speech. I believe I could learn a lot from her."

The president also noted her warm personality. He said how much he and Hillary are impressed with her personable qualities. First Lady Hillary Clinton commented, "On only our fifth meeting she remembered my name. She even said 'Hi' to Chelsea the seventh time she saw her."

"Planet Janet", as she is affectionately referred to by her students, has had a long and diverse career. She began her career acting with Great Britain's own Royal Shakespeare Company. Her roles ranged from playing the "third sailor" to playing the title role in "Othello."

In 1970 she left the company to pursue a legal career in the United States, joining the Faculty of UB Law in 1973. She engaged in several projects at UB. Her most noted project was designing the current course registration procedure for the Admissions and Registrations Department.

In 1982, Professor Lindgren took a lengthy sabbatical from the law school to briefly return to her acting career. From 1982 to 1987 she starred in the popular sit-com "Cheers." Fans may remember her as the very down-to-Earth waitress Diane Chambers. According to Lindgren, "I wouldn't even call that acting. The character just came naturally to me."

In 1987, Professor Lindgren was asked to return to UB to redesign the Research & Writing program. With great reluctance she left the popular sitcom, and took on responsibility for the entire Research & Writing program.

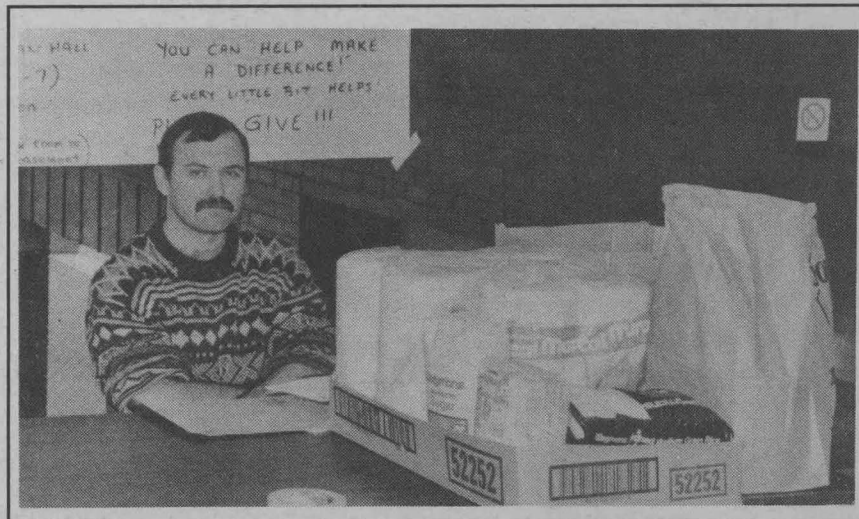
Professor Lindgren believes that she has thoroughly shaped the program. She feels her successors will be able to follow her program and continue to teach students the excellent methods she implemented. "I have full faith in Professor John Henry "Jack" Schlegel and Audrey Koscielniak [formerly Director of the Career Development Office], who will be taking over the program in my absence."

Reactions among the eight Supreme Court Justices who may be working with "Planet Janet" were varied. Justices Blackmun and Stevens both voiced enthusiasm over their upcoming retirements. Chief Justice Rehnquist complained about the typical choice of any Democratic president. Justice Scalia, with a gleam in his eye, commented "I'm sure she'll do a fine job of speaking for the liberal side of the Court." Justice Souter had nothing to say.

Justice Thomas was most enthusiastic about working with Professor Lindgren. He commented, "I'm sure she'll make a fine, fine Justice. That commanding voice and those funky boots really turn me on."

Professor Lindgren is looking forward to serving on the Supreme Court. She commented, "I'm very excited about working with Chief Judge Wapner. And I can't wait to hear an oral argument by the great attorney Perry Mason." She also mentioned her plans to teach the other Justices her innovative research and writing skills.

Students and faculty at UB Law are wondering how they'll fill the huge gap left by Professor Lindgren. So far, applications have been received from former UB Law Professor Jeff Blum, retiring U.S. Attorney Dennis Vacco, Governor Mario Cuomo, and U.S. Supreme Court Justice Anthony Kennedy.



Broadway Bob Arrested!

Occasional law school party crooner Bob "Broadway" Gormley was taken into custody this past Friday for fraudulently collecting food for the homeless and then eating it himself.

Bob, who is very popular figure throughout the law school, began collecting food for the homeless outside the library last year. His initial efforts were very successful, and the table soon began appearing regularly. Strangely, though, Bob refused assistance from other law students. The arrest may explain why.

The investigation into the crime was long and methodical. In fact, no one had reason to suspect Bob of any wrongdoing until he began breaking violently smelling wind in class - sometimes audibly - wind which could only be the product of a certain unpopular brand of canned chili he regularly collected at the table. Though his fellow students grew accustomed to the smell, they couldn't help but wonder.

Bob's behavior became more suspicious this past semester, however, when he began requesting certain brands from his donors, and even specific foods of each of those brands. Some donors questioned the request, but Bob explained that the homeless he was helping simply happened to have good taste, and, coincidentally, liked the very same foods he did. Fellow students also noticed how Bob had begun to bulge at the sides.

An anonymous tip finally did him in. An Erie County Sheriff's Office operative planted a marked food item at Bob's table and then followed him home. When the SWAT team kicked in Bob's door, he was in the midst of placing the marked box of macaroni and cheese into his microwave. He offered no resistance, yet demanded to be allowed to finish his last "free" meal. He is now being held without bail at Erie County holding center.

Battle,

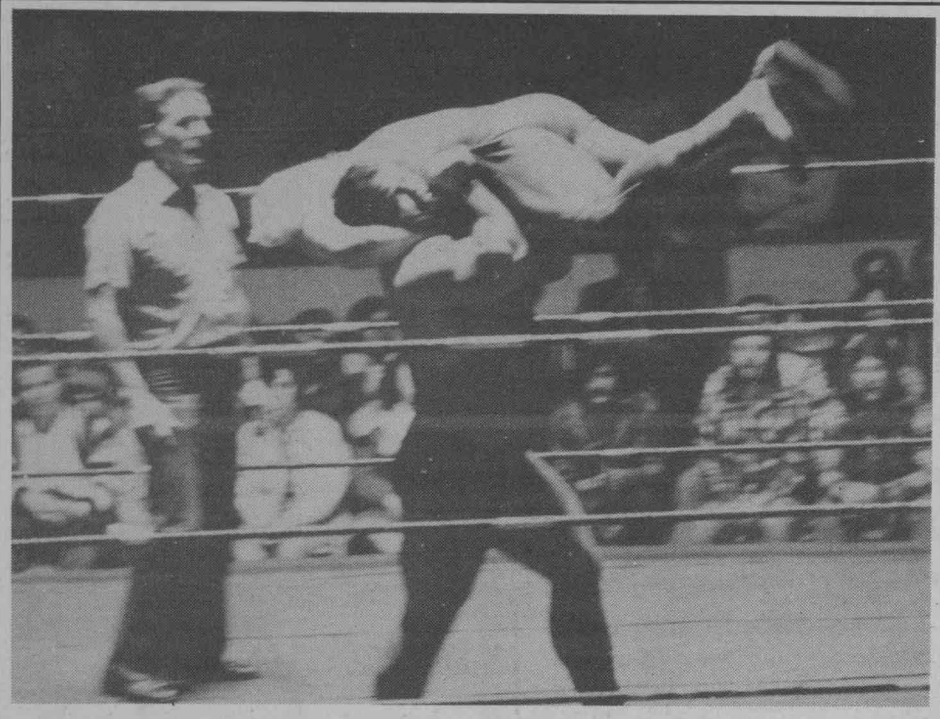
continued from page 1

gotta get drunk first." Rudnick added, "Fighting is so violent, I find it utterly repulsive...and I never engage in it...but, you know, he just gets my goat. Well, all I have to say is that, by hook or by crook, I will bring him down in this fight." Independently, both Scot and Scott agree that there is simply not enough room for both of them here or anywhere.

What truly has given rise to the disputes between these two members of the seemingly same political camp remains a mystery. Both are fervent NLG members, both hog the floor at SBA meetings, both participate ad nauseam in the same bourg'ee liberal, touchy feely law school seminars. Who knows? Maybe its simply that one law school is simply not big enough to hold two knee-jerk liberals at the same time. In any event, only one will prevail



come May 16. May the best Scot/Scott win.



Rudnick had the upper hand over Fisher at a recent Law School party.

NEW COURSES FOR NEXT YEAR

Negotiating Instruments

-James Atleson

Using the banjo as a primary example, this seminar will focus on the use of musical instruments, as well as vocals, to bring management representatives to their collective knees. Enrollment is by permission only, and a screening will be held.

Tonawanda Creek, A Global Perspective

-Barry Boyer

This lecture will examine the devastating global effects of environmental damage to our very own backyard waterways. Register now--50% of class time will be devoted to field visits in order to get hands-on experience in cleaning polluted sites.

Tenure and the World of Legal Academia

-Charles Carr

This lecture looks at the confusing nature of the tenure process, the role of other Faculty members and resolution of tenure-related problems. Guest speakers to include Lucinda Finley and Jeffrey M. Blum.

Expert Witnesses

-Charles Ewing

This seminar will be devoted to use of expert witnesses in litigation. It will specifically address the use of the same psychological experts by both parties.

Law School Comparison

-Lucinda Finley

This course will focus on the radical differences between law students from around the country, particularly Yale Law School and UB Law. Emphasis will be on identifying the cause, and charting the development, of these differences.

Library Etiquette

-Ellen Gibson

This lecture will address the problems inherent in law students using a library before they are mature enough to handle any responsibility. It will particularly focus on having respect for others and for library materials.

Advanced Legal Writing

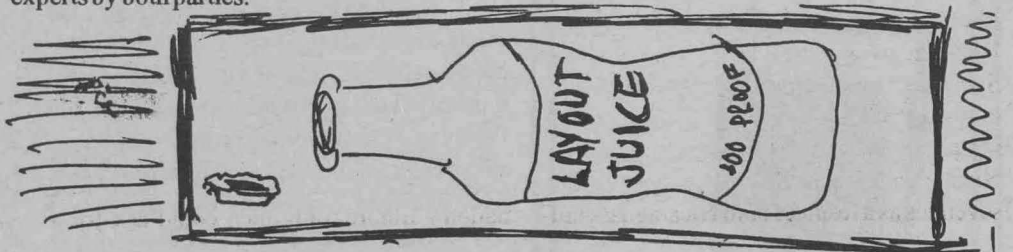
-Wade Newhouse

This seminar will focus on the art of writing memos and the proper use of extensive footnotes and appendices, particularly when approaching the topic from a historical perspective.

The Art of Legal Instruction

-John Henry Schlegel

This course compares instruction in black-letter law to instruction by way of meaningless "legal" ramblings. The focus will be on establishing that ramblings prove contract law is dead and corporations law is wholly defined by The Wall Street Journal.

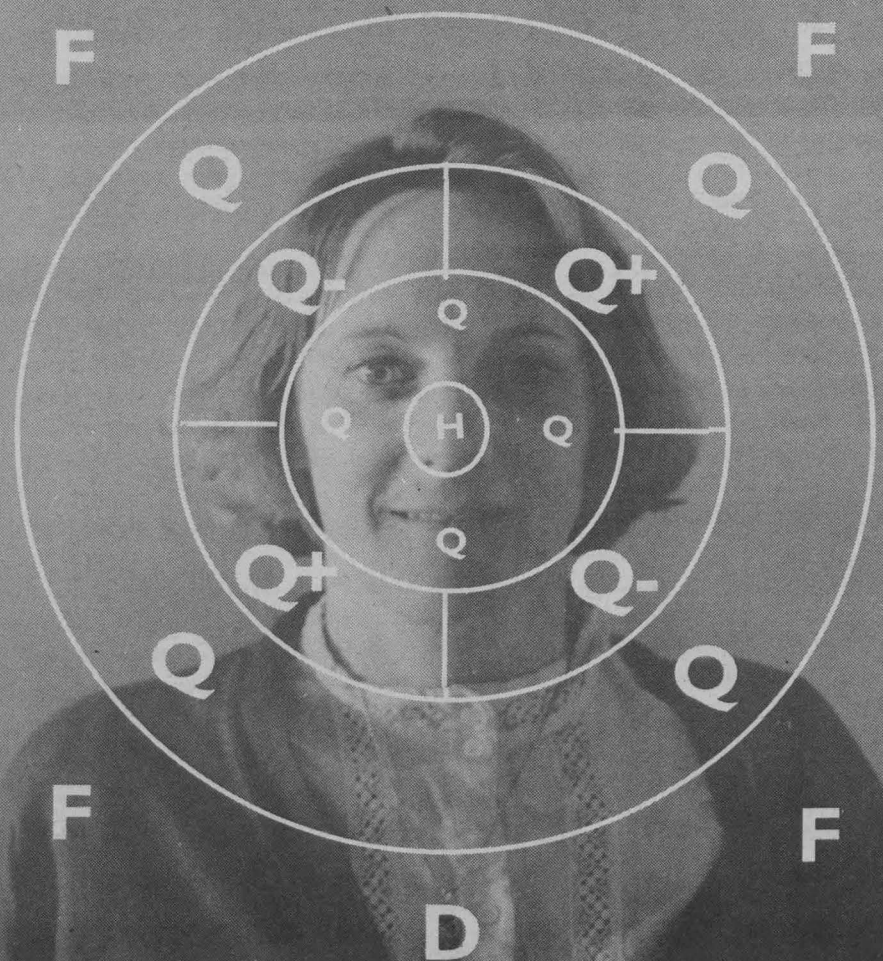
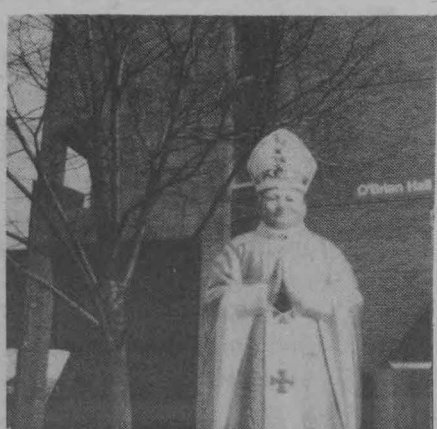
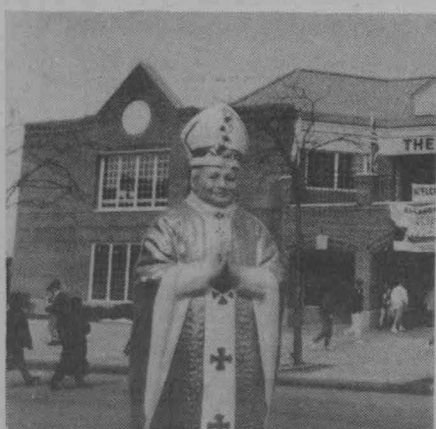


Pope Blesses UB

by Yod Crewsy, Special Reporter

Pope John Paul II came to UB's North Campus on Saturday, March 27, 1993 to offer a special benediction for the thousands of students who study here and are thus subjected to this architectural nightmare. He was overheard as he cursed the layout of O'Brian Hall during his tour, but seemed content to spend his time at the new SAC. The Pope also said a quick prayer for the soul of the one who designed these "buildings from Hell," and wished all of us good luck with upcoming exams.

The Pope took time out of his busy schedule to grant a private visit to Prof. Jeff Blum. When asked about this visit, Pope John Paul II replied, "the bastard served me while at the Vatican." However, the Pope adamantly refused to grant a similar visit of Prof. John Schlegel.



Try your luck
Play the Finley
Grading Game

"OSCAR DIALOGUE"

The following are excerpted snatches of a conversation between *The Onion* "Cheap Seats" critic, Bebe Zeké, and Marcus Abraham, an up-and-coming New York City screenwriter.

BZ: Well, Marcus, it's Oscar time again. Any thoughts to start us off with?

MA: Yeah, sure. Yaknow, on Sunday I spent the afternoon switching back and forth between "March Madness" and "Dirty Harry" and I thought, "Geez, they don't make movies like that anymore."

BZ: So, what's the connection between "Dirty Harry" and Oscar.

MA: Simple. No guilt. No apologies for blowing some dirtbag away. I think we should celebrate sex and violence, not run away from it. In his new movie, "Unforgiven," we get a big dose of Clint, but without the glint.

BZ: "Unforgiven" has also picked up a couple of Best Supporting Actor nominations for Gene Hackman and Richard Harris. Anything there?

MA: Richard Harris looks an awful lot like my dead grandfather. It's the white hair and the booze-creased face. I guess the lesson is that excessive alcoholism works for character actors, but not for Taystee bread truck drivers.

BZ: So, who do you like in the Best Supporting Actor category?

MA: Gotta go with Big Jack as the bad-ass Grand Poobah from Guantanamo Bay. Some people are talking about David Paymer for Billy Crystal's agent/brother in "Mr. Saturday Night," but any time they trowel on the make-up to make him look old I just want to throw up.

BZ: What about Jaye Davidson, who has gotten so much press for the supporting role in "The Crying Game?"

MA: Finally, some frontal nudity. It just didn't twirl my baton. It did seem to be a big hit with the "bourg'ee" crowd though.

BZ: Yeah, here at school the LGLSO and the NLG really dug it. Frankly, I was

surprised at how many guys in the Hibernian Society developed crushes on Dil. If they ever grow up and graduate to the Ancient Order of Hibernians, the New York City St. Patrick's Day parade could take on a whole new complexion.

MA: What I wonder is what would happen if Lt. Col. Frank Slade (Al Pacino's role in "Scent of a Woman") crossed paths with Dil (Davidson's character).

BZ: What do you mean?

MA: Well, Frank Slade, who is blind, confesses that there is nothing in the world that gives him more pleasure than women. He is a real connoisseur. One of the skills he has honed is the ability to identify the particular type of perfume or soap that a woman is wearing, merely by catching a whiff. My question is: If he passed Dil on the street, would he know?

BZ: What do you think of Pacino's chances?

MA: He's my pick. How can you not vote for a tough, old guy who likes pussy cats?

BZ: Actually, the whole idea of identifying a woman by the way she smells reeks of political incorrectness. Perhaps, a ripe topic for a Professor Isabel Marcus seminar. But, let's move on. Who do you like for best actress?

MA: Susan Sarandon in a cakewalk. Now that she's kept her shirt on in two consecutive flicks, I think the old farts at the Academy will finally acknowledge her work.

BZ: Best Supporting Actress?

MA: Gotta go with Marisa Tomei for "My Cousin Vinny." It's about time for a Brooklyn accent to get its due. Besides, I liked her lipstick.

BZ: Any comments about movies that weren't nominated?

MA: Best line in a movie: I don't want to give it away, but if you see "Passion Fish" think "anal probe." I also was very fond of Jennifer Jason Leigh's performance in "Single White Female." She wins my award for Best Female Onanist.

WHAT'S GOING ON?

CLASS NOTES FOR THE CLASS OF 1993

Third Year dog-boy hater with an intense interest in criminal law practice to receive the "Dahmer" Fellowship, a one year grant to work on conjugal visitation rights for Jeffrey Dahmer. . . Rumor has it that a certain 'Zionist' law student has shed his repressive cloth and will be marrying his "shiksa" sweetheart. . . Also, in the marriage vein, a soon to be law grad from Illion, N.Y., will marry his father's second cousin. . . Sources have confirmed that a U.B. Law Sri-Lankan male is being investigated in relation to the World Trade Center bombing. . . On a brighter note, a certain Ms. 3L Law Review won an award from AARP for her 'achievements' and endeavors with the elderly. . . A 3L male from N.J. won the Revlon Hair Coloring Grant for 1993, which includes a lighter shade of blond. . . An illustrious near-grad, "the moon" from Boonville, N.Y., is taking part in a U.B. Medical experiment for 'Phallic' enlargement. . . Word has it, a little Marc Hirschfield is on the way. . . Our current SBA President has turned down an African-American Award, acknowledging his true Italian ethnicity. . . On a much sadder note, 3rd year Palestinian explodes on his 11th trip to a buffet line; his tragic death marked by a loud belch followed by his explosion. . . Opinion Editor to be taking job with Little Caesar's Corporation as 1994 Pizza Poster Boy. . . 3L Asian ex-rugby hunk soon to meet his arranged marriage bride. . . Resident P.C. long hair at U.B. Law to take offer with Grateful Dead as a "roadie". . . Congratulations also due to 3L 'Mare' from Queens, future Gossip Columnist for the National Enquirer. . . a Sushi-Chef 3L has been cited by the ASPCA in relation to his house pets and his creative culinary treats. . . Love at law school, Bridgeport Ms. Red to marry 3L Maharajah Mahatma. . . Ardent 3L Giants fan, seen wearing Bills attire and listening to Springsteen on the 'Back Nine'. . . On a note of Taste, Law Review Chief cited for cruising local high school parking lots. . . 3L Spanish stud is facing FCC Charges for engag-

ing in illicit "Phone-Sex". . . A CC or D employee, and 3L here at U.B., wins award for sexism; 'bridging the gap' between life, love, and law school-known to be contemplating marriage. . . Irish-Spanish princess, still turning 'all sorts of' heads and other things when she dances. . . Accordion playing 3L is joining his folk singing bride-to-be for music and grazing. . . Head-Fed defends his relative David Koresh as a Libertarian exercising his property rights.

SCHOOL NEWS

Women:

Recent Study shows that U.B. Law School women have more sex than women at any other Law School. In a non-gender preference test, they topped the list. U.B. Law School men, however, were at the bottom of the sex frequency list. Figure That Out??? (Except for Moises Juliao)

School Ranking:

U.B. Law School also ranks in the top quarter of all law schools among people who know nothing about law school education. The ranking suggests that these "L.A. Law"-watching people more accurately represent our student body. These people praised the general feelings of apathy and the denial of reality so prevalent in our curriculum, and expressed a strong desire to apply here.

Employment News:

CDO has completed a study which shows that 90% of the Class of 1993 will be employed. . . at some time in their life.

Help News and Future Events:

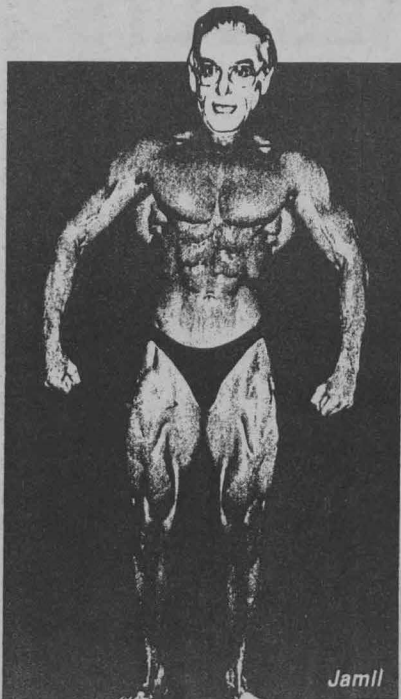
Hibernian Society to offer Alcohol Counseling at the Left Bank, located on Rhode Island in downtown Buffalo. Sessions start this Wednesday.

Circles & the NLG will be offering a workshop on "Sexual Harassment and Sensitivity in the Work Place." Subject feature the week: "Debbie does Dallas." All may come.

Condom machines to be installed in the Women's bathrooms at U.B. Law.

Attention Graduating Seniors
CAP AND GOWN
RENTAL SPECIAL
ONLY \$9.99

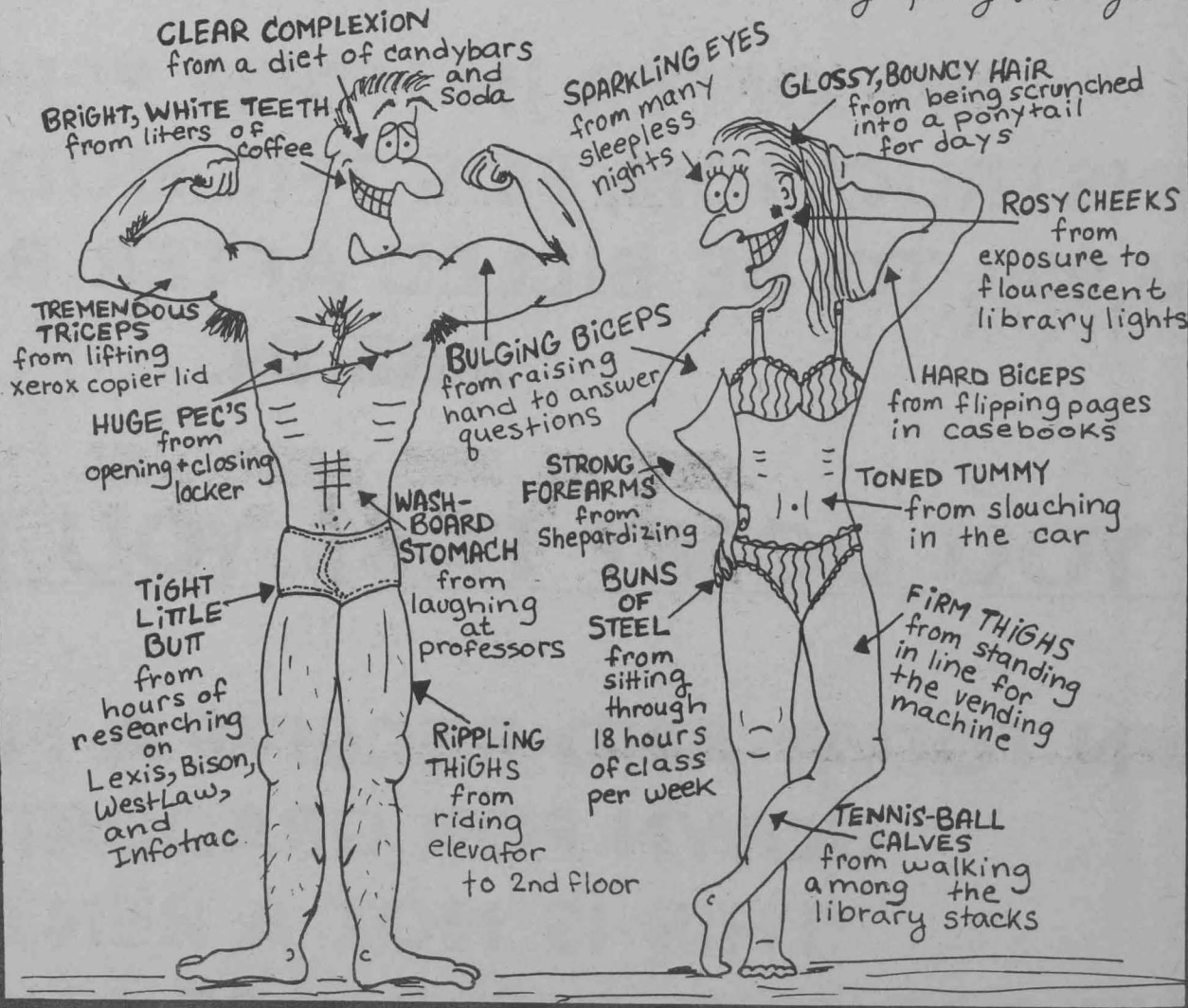
Good for One Day Only!!



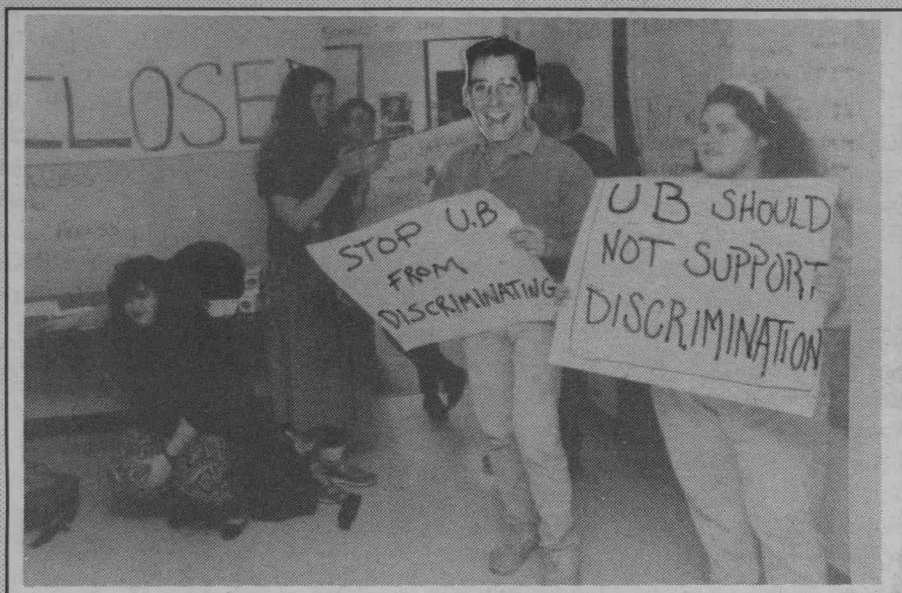
Professor David B. Filvaroff shows off his impressive physique at the recent Law School Open House in order to entice more women into attending this law school

OUR STUDENT BODY

by Kathy Korbuly ©



Kennedy Comes Out of Closet Fighting



Bill Kennedy rallies the troops in front of CDO.

by Phil McCracken

Once again Bill Kennedy, known progressive leader in the fight against battered women and ardent supporter of the Buffalo Public Interest Law Program, recently branched out in support of socially disenfranchised peoples everywhere.

On Monday, March 29, Kennedy began his own personal crusade against discrimination outside of the first floor classrooms by chanting, with a noticeable lisp, "1, 2, 3, 4, Open up the Judge Advocate General

Corps, 5, 6, 7, 8, UB should not discriminate!" Although Kennedy appeared alone when the protest began, he soon worked the entire student body into a frenzy as he marched in and out of the various classrooms while limp wristedly carrying a sign which read, "Stop UB From Discriminating." Within no time Kennedy became a modern day Pied Piper as he garnered a rather large number of student supporters, who appeared to be professional protesters -- fashioning signs for the occasion with incredible swiftness and marching after him up



Kennedy, behind, with proud friends Chris Marks, Eric Haase and Paul Dell (l. to r.)

to the third floor Career Development Office.

Despite there being no JAGC interviews scheduled for that day, nor any other discriminatory employer on the campus, Kennedy commented: "I think we really made a statement to the University and the JAGC by staging this protest on the same day as the Teach-In on Gays & Lesbians In The Military." When reminded by this reporter that there would be no representatives from the University or the Military at the Teach-In, Kennedy responded, "Hey, don't try to bring me down man, I'm gay!"

Earlier in the day, friends and supporters of Kennedy donned their blue jeans and "came out" to the GAY PRIDE WON'T HIDE table across from the law school library where they handed out leaflets and sold sweatshirts and T-shirts in support of their cause. Chris Marks, Kennedy's roommate said, "We're all behind Bill's decision to protest, we can't stand discrimination, sometimes it just makes me so mad!"

CAP-LIN

THE BAR REVIEW COURSE THAT GIVES YOU MORE THAN JUST FREE FOOD, BOOKS, LECTURES AND VIDEOS.

WE OFFER IN-HOME PERSONAL INSTRUCTION, FOR THE MODEST FEE OF \$5,000, TO BE BILLED AFTER BAR RESULTS ARE IN.

IF YOU DON'T PASS, YOU DON'T PAY!

JOIN TODAY AND RECEIVE A FREE CAP AND GOWN FOR GRADUATION!

THIS IS NOT A RENTAL!

THE CAP AND GOWN ARE YOURS FOREVER!

THE OPINION



Volume 33, No. 15

STATE UNIVERSITY OF NEW YORK AT BUFFALO SCHOOL OF LAW

March 30, 1993

Sandinista Ambassador Still Fighting For Human Rights

by Vito A. Roman, Editor-in-Chief

Considering herself a pacifist, Magna Enriquez protested against U.S. involvement in Vietnam while studying at Temple University during the sixties. But her pacifist tendencies ended in 1978 when a rich Nicaraguan landowner sprayed her and hundreds of women and children with pesticides as they peacefully protested the landowner's theft of their farmlands. Before she could get medical help for those affected, ten children died.

After that, her involvement with the revolutionary movement to overthrow the Somoza dictatorship in Nicaragua changed. No longer satisfied to simply organize women for the movement, she requested and received military training from the Sandinista Front. Soon thereafter, she was actively engaged in guerilla warfare. Her efforts, as well as those of all her other comrades in arms, paid off when the dictatorship was toppled in 1979.

Enriquez, who is currently the Nicaraguan Sandinista Party representative to the United States and Canada, visited U.B. Law to discuss the issue of the human rights status of Nicaraguan women before and after the Sandinista revolution. She prefaced her remarks on the issue by briefly discussing Nicaraguan political history. In short, she said, Nicaragua had a dictator in power in the late seventies as a result of both Nicaragua's fail-

ure to adopt a working democratic form of government following its liberation from Spain in the 19th century, as well as American interference in the country throughout the early twentieth century.

The Sandinista victory brought to Nicaragua the first true move toward democracy, a move designed to bring human and economic rights to all, for, she said "if you do eat three times a day, who cares if you can speak freely." For the next ten years, Enriquez, who eventually became the Secretary General of the International Department in the Sandinista Party, continued her struggle to help ensure human rights for all, especially Nicaraguan women. The product of her work and that of other revolutionaries was a constitution which granted women more rights and protection than ever before in Nicaraguan history.

Making the constitution non-sexist, however, proved difficult, since Nicaraguan culture and law up to that point had vested the father of the family with absolute rule over his wife and children. But, as Enriquez says, "the spermatozoid does not give authority to a father." In the new constitution, relationships among family members are deemed equal, i.e., the constitution gives equal rights to all members, including the children. The constitution also radically changed the divorce laws of the nation. Before, only men could ask for a



Magna Enriquez addresses UB students.

divorce; after, either party deciding that the relationship should no longer continue could ask. The constitution also placed an affirmative duty on both parents to provide for the economic, social, and emotional well being of their children. Most importantly, however, the new constitution mandated that 6% of the gross national product be dedicated to education. This change alone guaranteed that women would finally be granted access to fields traditionally occupied by men. For instance, by 1990, 45% of the nation's medical students were women.

Yet despite all these changes, she explained, the new government operated under a heavy toll: the "Contra" war backed by the U.S. government, as well as an economic embargo by the West. The war, which continued between 1981 and 1990, eventually cost the

...Sandinista, continued on page 6

Baptiste & Beyer Win

by Paul Roalsvig, Photo Editor

After a hard-fought contest over the last several weeks, the team of Saultan Baptiste and Paul Beyer won the coveted positions of SBA President and Vice-President. This has been the first time in several years that a team has won in an SBA Executive Election. With over half the law school student body voting, this year's election also featured several close decisions. Only five votes separated the winner of the SBA Treasurer's position, Marc Panepinto, from the tally for the incumbent Stephen Lee, and Paul Beyer won the Vice-President's slot by a mere seven votes. The contest for third-year commencement speaker was the closest of them all, with K. Jill Barr winning over the next candidate, Michael Hewitt by only two votes.

In a conversation with the new President-elect, Baptiste noted that his opponent, Gary Simpson, ran a very good campaign and gave credit to Simpson and his running mate, Kevin Collins, for putting forth an admirable effort. He also added that candidate Tamie Morog for Vice-President helped heighten the level of student political awareness and activity in the election.

In other matters decided by the last election, the position of SBA Secretary was won by first-year Shirley Fang, who ran unopposed. More than two-thirds of the students who voted in the election also gave the green light for the mandatory student activity fee increase.

The election results were certified by William Trezevant, Sarah Schwartzmeyer, Patricia Campbell, and Joel Sunshine. A complete posting of the election results are posted outside of the SBA office on the first floor of O'Brian Hall. Congratulations and good luck to all the winners!

SBA ELECTION RESULTS

SBA President	
Saultan Baptiste	233 votes
Gary Simpson	195 votes
write-ins	22 votes
SBA Vice-President	
Paul Beyer	192 votes
Kevin Collins	185 votes
Tamie Morog	70 votes
write-ins	9 votes
SBA Treasurer	
Marc Panepinto	210 votes
Stephen Lee	205 votes
write-ins	13 votes
(including one for Regis Philbin!)	
SBA Secretary	
Shirley Fang	315 votes
write-ins	38 votes
Third-Year Class Speaker	
K. Jill Barr	24 votes
Michael Hewitt	22 votes
Suzanne Abair	20 votes
Carla Goldstein	18 votes
Bill Kennedy	13 votes
(9 people voted to have no speaker)	

Mandatory Student Activity

Fee Increase	
For:	312 votes
Against:	142 votes

Phi Alpha Delta Holds Largest Initiation in More Than 10 Years



by Joe Khanna

University of Buffalo's Carlos C. Alden Chapter of Phi Alpha Delta, the largest international law fraternity, held its Spring 1993 initiation in a candle-lit federal district courtroom in downtown Buffalo. Federal District Court Judge William M. Skretney, a Phi Alpha Delta Alumnus, presided over the ceremony. Addressing the new initiates, officers, and alumni members of Phi Alpha Delta and their guests, Judge Skretney said that "this is the first time that a ceremony such as this is being held in a federal district court room."

Twenty-four of the initiates that joined Phi Alpha Delta this Spring attended the ceremony [see side box for list of new initiates]. This diverse group of first year law students occupied the jury box as they were sworn in. This was one of PAD's largest initiations in ten years. Founded at UB Law in 1968, PAD has maintained a strong reputation at the law school. For many years it has dominated law school activities, serving as the organizing force behind many law school events. According to Justice, Saultan Baptiste, "PAD is still in its rebuilding stage, but it has come a long way." This initiation followed an intense two-

week period of RUSH activities, including a hugely successful party at Cheers, which was co-sponsored by the SBA.

The new officers of PAD, who were elected in January, were also installed at the ceremony. This part of the ceremony was conducted by UB Law Alumnus and former Justice of the Alden Chapter Ron Winter, who is presently a Niagara County Assistant District Attorney. Recently elected SBA President Saultan H. Baptiste, was officially installed as Justice, the highest position at the Alden Chapter and IL Christin Horsley, was elected to the position of Vice-Justice. Although Christin was unable to attend the installation due to the unexpected death of her fiancée, PAD members expressed its support for Christin at the ceremony and held a card-signing after the ceremony. Other officers included both first and second year law students [see side box for list of officers].

The ceremony was followed by a reception, held in Judge Skretney's robing room. Judge Skretney addressed those in attendance, discussing the state of the legal profession and

Initiation, continued on page 3

HIGHLIGHTS

Group Spotlight.....	3
Editorials and Commentaries.....	4-5
Asian Heritage Week.....	6
PERB Speaker.....	6
Docket.....	7

SWITCH TO PIEPER

IT'S NOT TOO LATE!!!!

Don't lose money because of a foolish mistake!!!! If you were lured into another bar review course by a slick sales pitch, there is a way you can get out now without losing money.

Pieper Bar Review will credit ANY MONIES put down with another course (up to \$300). All you have to do is send in proof of payment with your Pieper application. It's that simple!!!

So don't wait...call now!!!!!!

(Offer ends April 16, 1993)

1-800-635-6569

Pieper Bar Review 90 Willis Ave. Mineola, New York 11501

Jessup Int'l Moot Court

by Kevin P. Collins, News Editor

The Jessup International Moot Court (JESSUP) is an intramural competition in which law students take part in order to choose members of the University at Buffalo School of Law Regional Team. This team competes in the Philip C. Jessup International Moot Court Competition. The competition is held every September. This year, approximately thirty-five people competed. 2Ls and 3Ls are eligible. Of those who compete, four are selected for the regional team and four make the board.

Law students who compete in JESSUP have to write a memorial (which is similar to a brief). Competitors are provided with a hypothetical problem related to some aspect of

past weekend, the First Year JESSUP team competed in Toronto and finished in second place among six competing law schools.

According to the recently released University at Buffalo Law School: 100 Years, 1887-1987 (by alums Schaus '53 and Arnone '85, at page # 186), JESSUP was "[f]ounded in 1960 as the International Law Moot Court Competition by law students from Columbia, Harvard and Yale, [and] the competition was renamed in 1963 in honor of Philip C. Jessup. Jessup (1897-1986) was a world-renowned international lawyer who taught international law subjects at Columbia Law School for many years (1925 to 1960), then served as a judge on the International Court of Justice, The Hague,



GROUP SPOTLIGHT will be a series featuring a different student group each issue.

international law. Most of the research materials are provided to the competitors. All competitors compete in two oral rounds, and eight go on to the final oral round. The members of the Buffalo Regional JESSUP team are selected from these eight. The Regional team consists of four members and one alternate.

This year's Regional team is made up of 2Ls Alessandra Zorogniotti, Jeff Baase, Marc Remmling, and Christa Bowden. The coach of last year's Regional team was 3L Tom Cannavo.

The judges for the oral rounds are professors and practitioners from the in and around the Buffalo area. The Regional team researches and writes two twenty-five page Memorials. The team is divided into two-partner units:

JESSUP offers a chance for all law students to develop their oral advocacy skills. 2Ls and 3Ls also get the chance to write a memorial (a brief), thus finishing the competition with the experience and a writing sample which can be used in the job search.

Christa Bowden and Marc Remmling represented the fictitious country of "Bastoria", while Alessandra Zorogniotti and Jeff Baase represented "Frontera." Bastoria and Frontera are opposing countries before the International Court of Justice (ICJ).

This year's problem focused on nationalization of foreign-owned property and whether compensation for such nationalization need be paid. The problem also dealt with states' succession.

The Buffalo regional team competed in Columbus, Ohio February 20 and 21. They were third in a field of twelve competing law schools. The winner of the Regional, Georgetown, advances to the Finals in Washington D.C., where teams from around the world compete.

The Fasken, Campbell, Godfrey Competition (named after a Toronto Law Firm sponsor) is held every March. This competition also deals with international law, but is limited to 1Ls. This semester, a record-setting ninety 1Ls competed. The JESSUP Intramural competitors select the eight-member team based on oral argument rounds only. The oral arguments are based on the written Memorials of the Regional team, which the 1Ls use to prepare their arguments. This 1L team travels to Toronto to compete with teams from Syracuse University, the University of Toronto, Queen's College (the Canadian one), Cornell, and other Canadian law schools. The Buffalo team has swept the competition the last two years, winning every award.

The 1L team practices zealously for about two weeks before the competition. They are coached by the senior members of the Buffalo JESSUP Moot Court Board. Just this

Netherlands (1960 to 1971), and was a U.S. representative to the United Nations from time to time in various capacities."

JESSUP offers a chance for all law students to develop their oral advocacy skills. 2Ls and 3Ls also get the chance to write a memorial (a brief), thus finishing the competition with the experience and a writing sample which can be used in the job search. Moreover, JESSUP is a great opportunity for first years because 1Ls at most law schools do not have a chance to compete in a moot court of any kind.

JESSUP is considering becoming involved in the Niagara Competition, which is an international law school moot court competition focusing exclusively on US-Canada legal

relations. Whether JESSUP chooses to expand into another competition or not, UB law students who choose JESSUP cannot lose--they walk away with the experience of competing amongst themselves and with students of other law schools (both national and international), improved oral advocacy skills, a writing sample, a nice addition to their resume, and a better chance of landing a job.

Those law students who want further information on JESSUP may contact 3L Dave Jones, Box # 145; 3L Henry Nowak, Box # 197; or 2L Marc Remmling, Box # 759. The JESSUP office is located in Room 12 of O'Brien Hall, and the telephone number is (716) 645-2037.

**News Editor's Note: This is my last Group Spotlight. It was my intention when I created this column that, in each issue of The Opinion, one of the various law student groups would be focused on and that through this groups would become better known, students would learn more about what the groups do and will do, and that new members would be encouraged to join. I always tried to write the Group Spotlight as if I was writing to a first year law student. I remember when I first came to UB. It seemed like there were a million groups and I did not know what any of them did. My solution was to join and take part in just about every group in my first year. I hope that the Group Spotlight was a success in some small way and addressed these concerns. I also hope that the Group Spotlight will be continued by someone else in the future issues of The Opinion. There are always new groups. And, in any event, by the time you get through all the groups, it is time to start over. Peace.*

Hearing on Rights of Women

by Sharon Nosenchuck

Violence against women is an accepted part of life across the globe; every day women around the world are tortured, battered and raped. On Thursday, March 25, 1993, at the Buffalo Museum of Science, an international hearing on the violation of women's human rights was held. The goal of the hearing was to provide evidence that women's rights are human rights, and to gather evidence of the violation of these rights to send to the United Nations.

Women from Buffalo and around the world, both victims of violence and those who work with these victims, testified about the violations of human rights that women suffer. Testimony related the human rights violations experienced by refugees, the poor, and victims of domestic violence. Examples of the wide range of violence perpetrated against women included testimony from: the former battered wife of a Buffalo police officer; a Sudanese woman raped by the police in her country; a nurse with Vive, a local organization for refugees; and statements on the situation of women in Bosnia, Croatia, and Serbia. Apparent from much of the testimony was the fact that violence against women is internationally tolerated.

In videotaped testimony, a Sudanese woman said that she was speaking out not just for herself, but to help her sisters in Africa. The nurse from Vive, Cindy Kahler, said that she was "speaking on behalf of refugee women... who suffer in the process of fleeing." She told

the audience that women in other countries often have little legal recourse after being raped. "Often, they cannot reveal that they were raped due to cultural taboos and see suicide as their only way out," she said.

Mariam Bhabha, a physician with the Bosnian-Canadian Relief Association, gave testimony on behalf of Bosnian women. She said that rape was being used in the conflict in the former Yugoslavia as a deliberate weapon of war. Rape occurs frequently in Bosnia-Herzegovina, stated Dr. Bhabha, and it is practiced most often by the Serbs. It is important for Bosnian victims to have contact with women supporters from the outside, she emphasized to the audience.

Margaret Butkovic, a Canadian-Croatian, testifying as a representative of Croatian women, said that the rapes taking place in the former Yugoslavia are "not incidental" and serve a "clear political purpose," to force the women to bear Serbian offspring. She suggested that rape should be recognized as a war crime. "Silence is complicity and we must not be silent," stated Ms. Butkovic.

Alison Desforges, a member of the Board of Directors of Africa Watch, closed the program by quoting Justice Brennan, "Inaction can be every bit as oppressive as action." If the state or its agents are actively involved or just stand by and fail to provide protection, it all amounts to the same thing, Dr. Desforges told the audience. She encouraged the audience to

...Rights, continued on page 6

...Initiation,

continued from page 1

the tight employment market. The Judge encouraged the students present to "engage their studies with drive and determination." Offering advice on getting a job, he went on to say "do those activities that will give you that competitive edge." Judge Skretny closed by speaking about the District Court in Western New York. He urged those in attendance to consider remaining in the Buffalo area when they graduate.

The reception concluded with the presentation of Phi Alpha Delta service awards. Among those receiving awards were outgoing SBA President William Trezvant, a former Justice of the Alden Chapter, for Outstanding Service. Although absent from the evening's events, announcement of this award received a resounding round of applause from those present. Also honored was Robert Motzer, the outgoing

Clerk of Phi Alpha Delta. He received a special Justice Award for his two years as a PAD officer.

With the strong showing on the Law School scene this year, it is likely that PAD will once again occupy a dominant role at UB. PAD is currently planning to continue activities aimed at serving the entire law school population, as they did earlier this year by publishing the Law School's only comprehensive student/faculty directory at their own expense. They are also planning community out-reach services for the coming year.

With this semester's tremendous initiation ceremony in the Federal District Court, many are awaiting the announcement of the site of their next initiation, to be held in Fall 1993. Any law school students interested in joining PAD at their next initiation are encouraged to contact PAD Marshal, Wendy Kowalczyk, (Box #437).

Health Care Reform and Equal Access

by Joe Antonecchia

On Wednesday, March 24, the student chapter of the National Lawyers Guild presented a health care forum to promote discussion and debate regarding recent proposals that our society follow the example of other countries and adopt a comprehensive national health care policy. The panel was composed of four individuals with very different perspectives on the allocation of health care in America: Dr. Deborah Richter of Physicians for a National Health Plan; Richard Villari, President of Blue Cross of Western New York; Karen Nicholson, an attorney at Legal Services for the Elderly; and Arlette Slachmuylder, a community organizer with Citizen Action.

Ms. Slachmuylder began the discussion by reminding the audience of close to fifty people that health care policy is an issue which resonates most among the middle classes, many of whom are either uninsured or underinsured. In addition to the growing political pressure caused by discontent among the middle class (seen most strikingly in the 1991 senatorial victory of Pennsylvania's Sen. Harris Wofford, who ran a campaign focusing on health care). Spending on health care in the 1980s outpaced inflation by two to one. While the average gross domestic product spent by other industrialized countries is 8%, we spend 12% of our GNP on health care costs.

The current debate over health care

policy, she explained, has presented a choice between managed competition and a single-payer plan, the latter of which "actually exists in other countries," while the former is merely a concept. Ms. Slachmuylder ended her remarks with a reminder of Clinton's promise to make health care reform the main goal of his presidency. She said that Hillary Rodham-Clinton's proposal will finally be released to the public on May 3.

Next to address the forum was Mr. Villari of Blue Cross. He agreed that the United States needed health care reform, strongly opposed the single-payer, "Canadian" plan. He began his critique by noting that the single-payer is a misnomer, because Canada's system does not pay for certain drugs. He then pointed to the differences between our two countries: America has a much larger population, more elderly people (who need more services), severe drug abuse and a high teen pregnancy rate. He added that, as a consumer, he has concerns over shifting health care resources into a political arena where they will be subject to budget cuts and waste. As an example, he cited the "tremendous problems" facing the Medicaid and Medicare systems. Mr. Villari claimed that Blue Cross's administrative costs are low and that health care costs drive insurance premiums, not the other way around.

...Health, continued on page 3



Editor-in-Chief: Vito A. Román
 Managing Editor: Saultan H. Baptiste
 Business Manager: Michael Radjavitch
 News Editor: Kevin P. Collins
 Features Editor: Tracy Dale Sammarco
 Layout Editor: -vacant
 Photography Editor: Paul Roalsvig
 Art Director: Bill Kennedy
 Staff Writers: W.F. Trezevant, Kathy Korbuly, Sharon Nosenchuck, Dan Harris
 Contributors: Joe Khanna, Joe Antonecchia

EDITORIAL

Additional Funding Demands Additional Responsibility

UB Law students have proven to be resourceful. Despite the trickle of funds the SBA provides its student groups, several organizations have managed to get into print anyhow. This year alone, two new student publications have gone to press: Circles and the Environmental Law Journal (although another, In the Public Interest, has faded into obscurity).

Well, things have certainly changed now. The SBA sponsored referendum to increase the mandatory student activity fee passed, and now law students will be contributing \$50 per semester to fund all sorts of students activities, such as these student publications.

However, anyone familiar with the SBA budget process will realize that this seemingly bit of good news could become a nightmare. As one past SBA class director put it, the SBA can often be nothing more than a "\$50 club". In the past, entire meetings have been devoted to whether a student group should get \$25 rather than the \$50 it originally requested.

In short, the mandatory increase will mean nothing unless it is tied to true budgetary reform. The last issue of The Opinion discussed some of the ideas the SBA has been considering, such as the concept of zero-based budgeting. It is also considering releasing student group funds in two installments rather than one. Whatever change is implemented, it must be such that it makes it easier, not harder, for student groups to get at their money. Furthermore, these ideas have to be given wind not only during the elections, but at the very first meeting of the new SBA.

Copyright 1993. The Opinion, SBA. Any reproduction of materials herein is strictly prohibited without the express consent of the Editors. The Opinion is published every two weeks during the Fall and Spring semesters. It is the student newspaper of the State University of New York at Buffalo School of Law. The views expressed in this paper are not necessarily those of the Editors or Staff of The Opinion. The Opinion is a non-profit organization, third class postage entered at Buffalo, NY. Editorial policy of The Opinion is determined by the Editors. The Opinion is funded by the SBA from Student Law Fees.

The Opinion welcomes letters to the editor but reserves the right to edit for length and libelous content. Letters longer than three typed double spaced pages will be edited for length. Please do not put anything you wish printed under our office door. Submissions can be sent via Campus or United States Mail to The Opinion, SUNY AB Amherst Campus, 724 John Lord O'Brian Hall, Buffalo, New York 14260 (716) 645-2147 or placed in law school mailboxes 223 or 611. Deadlines for the semester are the Friday before publication.

The ideas expressed in the "Letters to the Editor" and on the commentary page are not necessarily endorsed by the Editorial Board of The Opinion.

...Health,

continued from page 3

Mr. Villari seemed to favor a form of managed competition. As an example of such a reform plan, he described the Rochester plan of global budgets, which has resulted in low premiums and a "low" uninsured population (although he did not define what percentage he considers to be "low"). He said that Blue Cross supports a global budget, applied to all health care providers, with regional planning overseen by existing state agencies. Such macro management of health care resources would, in theory, eliminate the redundant inefficiencies of the current state of affairs. As an example, he said that Buffalo-area providers currently have 22 MRI units, while our population only requires 11 of these expensive units. He also cited a state law effective April 1 which will require certain premiums for group plans with 50 or less subscribers. He ended his remarks by stating that reform also "obviously" includes changes in malpractice law, although he did not explain exactly what needed

to be changed.

Dr. Richter, a physician serving the inner city, was the most concerned about access to health care. She said that affordability directly affects her daily practice, changing the way she practices medicines; because of the costs, she frequently cannot give medicines which she knows are most appropriate. She said she "sometimes can't sleep at night" because of the uncertainty resulting from having to compromise her medical skills. In medical school," she said, "they don't prepare you for the uninsured."

Apart from the "alarming" problem in human terms, Dr. Richter also explained the indirect costs of our current health care services. As the monetary costs increase, accessibility decreases. The growing percentage of GNP going to medical costs means less resources for education and other social programs. High health care costs forces employers to fire or cut workers.

Dr. Richter outlined four principles which she feels should guide health care re-

OPINION MAILBOX

To: Law Students, Faculty, Administration and Staff:

I want to thank all of you for your support and kindness. Knowing others care and share my loss is a source of strength and courage, for in this way, I come to find an inner peace. I would like to share the following poem with you that I have taken comfort in.

A rose grew where all could see sheltered,
 beside a garden wall,
 And, as the days passed swiftly by,
 it spread its branches, straight and tall...
 One day, a beam of light shone through
 a crevice that had opened wide--
 The rose bent gently toward its warmth
 then passed beyond to the other side...
 Now, you who deeply feel its loss,
 be comforted-the rose blooms there--
 Its beauty even greater now,
 nurtured by G-d's own loving care.

With Warmest Wishes,
 Christine Horsly

Dear Editor:

While reading the March 18th issue of the Opinion I found a cartoon to be in bad taste. Equating the Buffalo Public Interest Law Program's pledge drive with a bunch of religious fanatics is both inappropriate and counter-productive. If a cartoon was required, one showing buckets of donations raining down onto the organization would have been a better way of showing appreciation for all the hard work and dedication that goes into BPILP, and the various public interest activities they're involved with.

I received a BPILP grant over the summer after my first year and it was the most exciting and beneficial experience I obtained while at U.B. Law School.

Your paper should be encouraging people to contribute to an organization as great as BPILP not sneak past it.

Truly yours,
 John J. Jablonski

Dear Fellow Law Students:

This is the first and last letter I will be writing as Treasurer of the Student Bar Association. Being treasurer has been both a satisfying experience and at times an onerous one. There were many times when I sat in the SBA office and seriously considered resigning as Treasurer. But I knew I had a responsibility and a duty to the students.

The reasons why I even considered resigning were due to the fact that no one really appreciated what my position entailed. Even more discouraging were the SBA MEETINGS. I really wished more students attended these meetings and witnessed how ineffectual the SBA really is. I can honestly say that the majority of time spent at these meetings was a waste of my time since the SBA Board of Directors refused to address any of the important issues facing our fellow law students. A word that would be synonymous with a SBA meeting would be FRUSTRATION. I just hope next year's SBA Board of Directors will be more productive and that there will be more outside student involvement.

I feel it is important to point out that any and all positive initiatives for the students was taken by the SBA Executive Board and NOT by the SBA Board of Directors. These initiatives included the purchase of a copier to save student groups money, the replacement of old rotary phones with touch tone phones and most importantly, the hiring of an administrative assistant who helped students with reimbursements and access to the SBA office.

I would like to take this opportunity to congratulate the new Student Bar Association Executive Board, the President, Saultan Baptiste; the Vice President, Paul Beyer; the Treasurer, Marc Panepinto; and the Secretary, Shirley Fang. I wish them the best of luck in the coming year and hope that they will continue to address the student's concerns.

At this point, I would like to thank Rika Sabinsky, the SBA Administrative Assistant, for her assistance and hard work during the past year. Finally, I would like to extend a special thanks and appreciation to William F. Trezevant, the SBA President, for all his help and continued support.

Stephen Lee

form. First is equal comprehensive benefits, so that when anyone goes to a doctor's office, the question will be "What is ailing you?" and not "What is your insurance?" Second, a national system of health care should be fairly financed. Unlike Canada, which uses a sales tax to finance its system, we should rely on progressive and sin taxes, and depart from the current fiscal shortage resulting from a regressive Medicaid tax and tax breaks for the insured. The working poor, she remarked, who qualify for neither Medicaid nor the tax breaks that many upper and middle class insured Americans enjoy, bear the brunt of our current inequitable system. Third, cost containment should be built into the system. Dr. Richter emphasized that a national plan would require that we as a society evaluate our health care priorities, especially in defining basic as opposed to extraordinary care, that such evaluation can only occur once we implement a democratic, accessible health care system where the majority of society has a voice in articulating society's health care priorities. Finally she

felt that the free choice of the physician is crucial in a truly accessible system.

Dr. Richter felt that the single-payer model would best realize these four principles. She described single-payer as a system devoid of intermediaries (like private insurers), where one agency collects all the funds and pays all the bills. The care would still be provided by private doctors and hospitals. She said that private insurance companies, which waste money on advertising and lobbying, are unnecessary: the same administration can be done through the public sector. She cited a June 1991 General Accounting Office report which found that we could implement such a system for no more than what we spend now for health care--the only difference being that everyone would receive health care under a single-payer plan. She cited surveys which showed that the average Canadian receives more services than her American counterpart, and that while 54% of Canadians are satisfied with their health care,

...Health, continued on page 6

Chew on This

By Tracy Dale Sammarco

Features Editor

Has anyone else noticed a proliferation of stories about slumlords in Buffalo lately? Yes, so have I. Amazing how these things strike one as unimportant when they don't hit home. Well, they hit home for me this past week, or should I say they hit "homeless". There I was one day, sponging lazily off my parents, enjoying the good life and test driving Lasers and Mitsubishi Mirages when bang, it all came to a screeching halt. We parted company, my parents and I. It wasn't a bad thing really; I'd been meaning to get a place in Buffalo for a while. It'll be fun I thought. "Fun" was not the operative word in this scenario, I soon discovered.

I must have looked at about 15 or 20 places this past week. Admittedly, some of them I just glanced at from the car window and sped on by. Some of these places were nothing short of obscene, disgusting, abhorrent.

Here I am, armed with Freeman's words of wisdom on landlord-tenant relationships (or the lack thereof) and countless scenarios in which a certain professor one-ups yet another evil landlord. I had a plan. There were certain issues I would not compromise on. I wanted a place where I could have a dog, for instance. Ha.

Let's face it, 90% of the places I looked at would have been just plain unacceptable to any self-respecting dog. No amount of Liv-A-Snaps would have induced even the lowest pound inhabitant to accompany me into the shacks I looked at. The irony was that the landlords were haughtily unanimous on one point—No Dogs Allowed! Visions of that Snoopy special where he's kicked out of every place in New York City came back to me. Only one place even entertained the thought of allowing me to have a four-footed companion in my dwelling. It was a "studio" apartment the approximate size of my mother's station wagon. Any dog other than a Mexican Hairless would have been climbing the walls with claustrophobia in my absence. I mean really, a rat would have had trouble stretching his legs in that place.

So, the dog was out, gone, nixed. My personal safety and security was compromised. No one there to greet me when I returned home. Not a friend in the world.

Another issue I was adamant about was price. I wanted to live alone and I wanted to pay \$300.00 or so including utilities. Ever been forced to swallow a big, fat dose of reality in on gulp? Yum. I got laughed at over the phone by so many people I had never met before...it was humiliating.

Oh, another thing that I didn't even consciously decide on, but I just sort of assumed I could expect were appliances. Since when is a fridge or a stove a luxury? Good lord. Get me a hot plate and a cooler and I can whip you up a Shrimp Scampi to die for. Look, I want an apartment to feel as though I have a home, a place of comfort and refuge where, incidentally, I can EAT and, pursuant to that, COOK.

I actually had one guy try to wriggle out of showing me a place because I mentioned that I had looked at some real holes lately. He says "Well, I don't know how nice you want it..." and, "I've got another place on Elmwood I can show you for a LITTLE MORE MONEY." I should have known right then, but I looked at it anyway, fool that I am.

Another clown named Frank showed me place for his slumlord brother Scott. We waded through, honest to god, six or eight inches of chicken wing bones to get to the outside door. We entered the building as quietly as possible in order to avoid being

crushed by an avalanche of Milwaukee's Best cans stacked precariously outside.

On the way up we took several flights of stairs. On each landing were the remains of cases, six packs, quarts, beer balls, kegs, and pounders of every sort of beer known to humanity and priced under a buck and a half. I thought Frank was going to tell me that there was a building-wide beer consumption contest in this house which was only one of the many perks of living there. We passed one door with a particularly large quantity of cans and bottles stacked outside and Frank says, "These are the guys. They're cool." Who, specifically, "the guys" were remains a mystery to me, thankfully. Frank later lamented that "the guys" were moving out. For him, this was a bad thing; for me, this was a selling point.

Another landlord, we'll call her Gloria, showed me two places. One, actually, because she couldn't find the keys to the first place once we arrived there. The second place was reminiscent of the local zoo in both its smell and its current inhabitants. We walked in and were immediately bowled over by the smell of a gas leak. Well, I was anyway. Gloria mysteriously failed to notice this. We proceeded up the stairs only to be accosted by the wafting aroma of feline urine. I love cats, I swear. But that place smelled so bad that the two perpetrators of the odor tried to launch their furry bodies out of the apartment and grab a gasp of air once we got the door open. I am told that cat piss is a permanent feature once it is installed.

We got the door open. The current tenant was naked. I asked if he came with the place. He did not.

One place advertised "hardwood floors", "fireplace", "bay window". The floors were old...real old. The fireplace? Well the woman who was subletting her apartment said, "Yeah, but I wouldn't actually use it." The bay window in the bedroom overlooked the neighbor's siding. It wasn't even nice siding.

I found a place finally. I'm paying through the nose for it and I still can't have my dog. My standards, I must say, are significantly lower now. My new apartment has locks, no apparent vermin or undergrads, and plumbing. My life is complete.

Of Life, Law & Saying Goodbye

by W.F. Trezevant, Staff Writer

Democracy has often been held out as an idealistic form of societal organization. In theory, this form of self-rule is without a doubt, the most appealing as it offers the dynamic potential for constructive change and progress within the framework of managed cooperation. In practice, democracy does not always reach this plateau. There is of course the rare instance when people working together achieve a goal or reach a decision which is right amongst men and women.

By the same token though, the day-to-day power given by those who are governed does not exist in a vacuum. Rather it is clothed with the sometimes unsightly fabric of responsibility. A responsibility the weight of which is at times unbearable. As I sit here and reflect on this past year's SBA Administration I remember those peak points of pressure and can only say, I don't know how I could have continued without the support of my fellow law school community members.

Yet, those moments fade away when I realize how far we've travelled and in such a short period. When Brian Madrazzo took the helm of the SBA two years ago, he did so with the intent of rebuilding an organization whose effectiveness had experienced a long ignoble decline. It took him his entire administration to put the fiscal house of the SBA in order. Then, without fanfare or long goodbyes, he handed over the product of his hard work; his understanding, goals, hopes and basic beliefs about the SBA to me with a few simple words. He said, "make the best decisions you can...you will probably make some mistakes but keep working at it...and never forget that my job and now yours is to provide the law students of this school with the best government possible." Oh, I almost forgot, he said one more thing, "Don't call me about SBA."

Well during the tough late night meetings, errand running or dreary detail work, I focused on the simple challenge of

good government as expressed by my predecessor. The results are in: new SBA internal filing system, new student group binders which serve as a group history, new faculty/student committee binders, new shelving system, a copier for student groups, new telephones for student groups, additional telephone lines, new lounge, creation and implementation of The Council of Presidents, Democratic Senatorial Primary Debate, centralized bar review board & elimination of paper waste with the mailbox stuffing policy.

In addition, the work on the new computer center is progressing and should soon be completed. Likewise, after a semester's worth of discussion and cooperation with Ellen Gibson, who has been an immeasurably source assistance, the library will be installing locks on the library carrels so that they can only be used by law students.

We cannot overlook the work our fellow students performed on the various faculty/student committees from faculty appointments which has resulted in the addition of new faculty to the admissions committee which can be credited with the increasing quality and caliber of our fellow students.

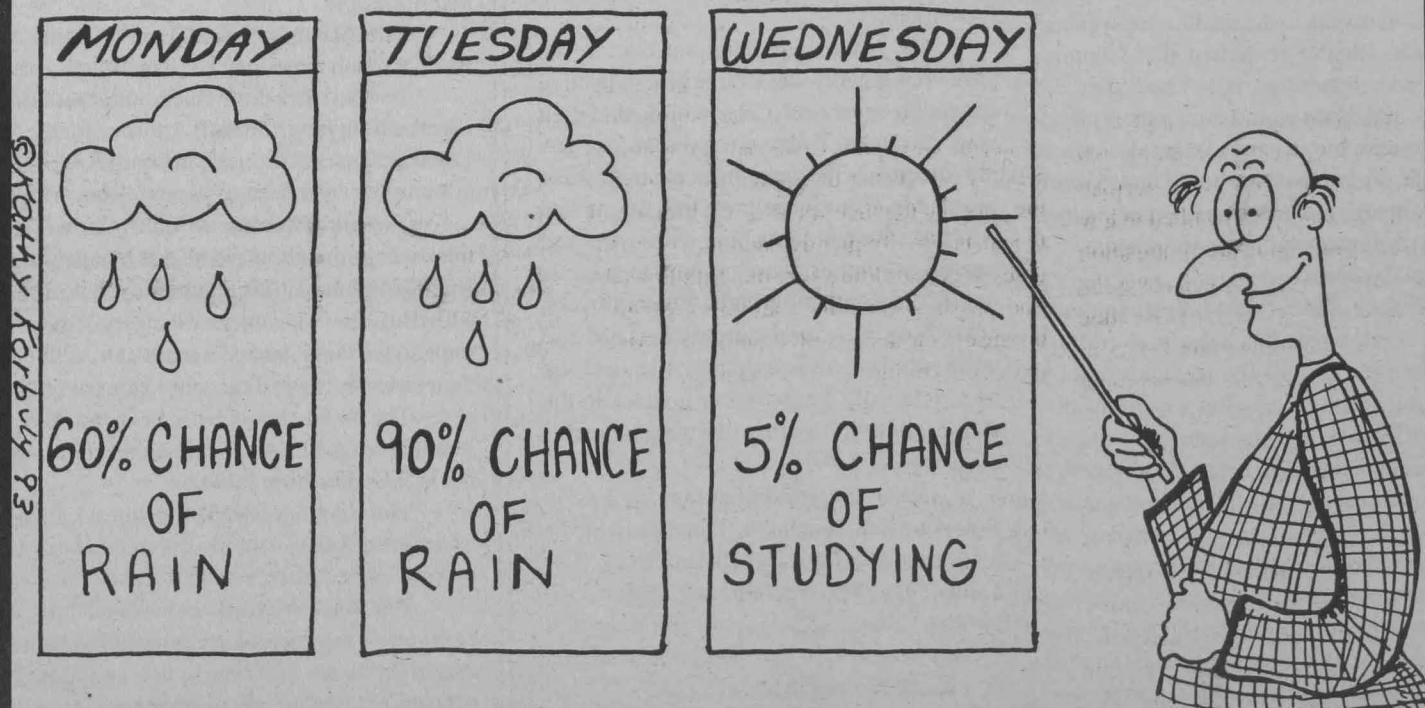
In short, this SBA administration has shown that sometimes reality is not that far from theory. And that the most appealing part of democracy, that is the dynamic potential for constructive change and progress within the framework of managed cooperation, still exists.

On April 30, 1993, at midnight my term will expire. Without fanfare or long goodbyes, Stephen Lee and I will hand over the entire bundle of authority and responsibility to the duly elected leaders of the SBA for 1993-1994. I think it most appropriate to close with the words of former SBA President Brian Madrazzo, "Don't call me about SBA." Thanks for everything, The Journey Was As Unforgettably As The Destination.

From Ilene Fleischmann Attention Students:

UB Law will be issuing our very own credit card within a couple of months with extremely advantageous interest rates. So if you are approached by someone offering a University at Buffalo Alumni Association Credit Card, PLEASE WAIT!!!

3-DAY FORECAST



...Sandinista,

continued from page 1
lives of 1.5 million Nicaraguans. Although the International Court of Justice found against the United States for the mining of Nicaraguan harbors during the early years of the war, the United States refused to submit to the court's jurisdiction and refused to pay the \$17 billion ordered as reparations for the incident.

Finally, in 1990, the United States benefitted from its continued fueling of civil unrest in Nicaragua. In the most heavily monitored elections in the entire world to date, a coalition of 14 parties backed by the U.S. won 51% of the vote to oust President Daniel Ortega and his Sandinista government. Enriquez calls the coalition "the greatest fruit cocktail Nicaragua ever produced," since it included parties across the entire political spectrum. The coalition was headed by what Enriquez calls an "oligarch," the widow of a newspaper publisher who had also opposed Somoza. The candidate, Violeta Barrios de Chamorro was the best "kiss and make up candidate," and she was a friend of the United States. In the end, what all the coalition parties had in common was that they wanted an end to the bloodshed.

Nevertheless, the Sandinista party alone got 41% of the vote in that election and still remains a force to be reckoned with in Nicaragua. Enriquez, in fact, still believes that it is the only party which represents any hope for change. According to her, "all the achievements of the '80s are in danger of disappearing despite the legal framework set up [in the constitution] to insure them."

What is occurring now in Nicaragua, Enriquez continued, is the feminization of poverty. The only way to combat this, she says, is through the feminization of power. She plans to continue to strive for this as a member of the Sandinista party, and her work here in the Northern Hemisphere involves making the United States, particularly the new administration, understand that the Sandinista party is still active and working to ensure human rights for all in Nicaragua.

..Rights,

continued from page 3

carry away with them the sense of courage of those who testified and to leave the evening determined that violence against women must come to an end.

UB's Human Rights Center, in association with The International Institute and Vive, sponsored the hearing. Copies of the testimony will be sent to Antoine Blanca, the Secretary General of the World Conference on Human Rights, which is being held in Vienna, Austria, during June.

...Health,

continued from page 4

only 10% in the U.S. are content. While she acknowledged that 450,000 insurance jobs would be lost with a single-payer system, she said that these are highly skilled workers who could obtain jobs in the health care system.

Dr. Richter remarked that Clinton's managed competition is a "bad idea...a mess," and that it would limit patient choice and increase bureaucracy. She also agreed with Mr. Villari that we should immediately engage in regional planning to transfer superfluous equipment and end gross disparities in hospital facilities.

Finally, Karen Nicholson, an attorney at Legal Services for the Elderly in Buffalo, described the role of the legal advocate in obtaining health care for low income clients. She said that although there are five sources of health care--private, veterans, Medicare A or B, and Medicaid--many of her clients are still uncovered. She explained that even if a client obtains Medicaid, few doctors accept the Medicaid card. Applying for coverage is particularly burdensome since none of the governmental providers communicate with one another, necessitating four different sets of paperwork and thereby driving up administrative costs. Nicholson agreed with Dr. Richter that managed care would reduce choice.

Chair of PERB Speaks at UB Law

by Kevin P. Collins, News Editor

In New York State, 92-95% of all public employees who are eligible to be represented by unions are union members. In striking contrast, nationally only 15% of the eligible private sector employees are union members. On Wednesday, March 24, the Labor and Employment Law Association (LAELA) presented the person in charge of the state agency which covers public employees, Pauline R. Kinsella, Chairperson of the New York State (NYS) Public Employment Relations Board (PERB). Ms. Kinsella addressed the students in Professor Wade Newhouse's "Collective Bargaining in Government" class and other interested law students.

Ms. Kinsella has been chair of the PERB for two years. The PERB, a three-member board created under the New York State Taylor Law, handles all public sector labor relations in New York State. Ms. Kinsella will soon be up for reappointment, and if reappointed she will serve for a six-year term. She is currently finishing the last two years of a prior PERB chairperson's term of appointment.

The PERB has two sections. The first deals with improper practice cases, mainly addressing representation and bargaining matters. The second section of the PERB takes part in impasse procedures, which involves declarations of impasse, mediation and arbitration.

The PERB has a staff of ten mediators, who do initial factfinding and arbitration work on behalf of the agency. Ms. Kinsella pointed out that 1300 cases were filed before the PERB over the past year, in contrast to 900 just three years ago. There are 4000 bargaining units in New York State covered by the Taylor Law and the PERB.

Ms. Kinsella addressed how she envisions the PERB handling such a large number of cases and bargaining units with a limited staff and budget cuts. Parties are encouraged to speed up the pace of their cases because of the case load. She wants to encourage the Administrative Law Judges (ALJs) to really "get into the case." In the future, Ms. Kinsella believes the PERB will push harder to establish the most appropriate bargaining unit and, correspondingly, will deal with the fragmentation of bargaining units, in which many employees in the union feel they are without a say.

Ms. Kinsella wants to see more stability in the way the PERB cases are decided and she further desires to amplify PERB decisions, making them more detailed. Due to the loss of a large amount of State and local government funding, Ms. Kinsella is leery of the large increase in the PERB's caseload. She mentioned how the 1980s spawned a care-free economic attitude, with employers often giving employees raises. Now employers claim they can afford nothing. Ms. Kinsella remarked that this is an unrealistic position, because the unions will most certainly reject this contention.

Ms. Kinsella pointed out that, in the past, there usually was a three year collective bargaining agreement (CBA) with double-digit wage increases. Today, she remarked, a CBA may have a 2-3% wage increase over three years. Ms. Kinsella believes that the current political situation hurts both employers and unions, putting pressure on both to achieve mutually incompatible ends: for employers, everything but no wage increases is bad and politically dangerous; as for union leaders, it is now politically dangerous to go back to the membership with less than the wage increases of the 1980s.

During the question and answer session following her speech, Ms. Kinsella fielded a number of questions from the audience. She remarked on the recent Graduate Student Employees Union (GSEU) certification election victory here at UB. Ms. Kinsella stated the definition of an employee under the NYS Taylor Law is very broad, unlike many other states. Thus, in NYS it covers Graduate Assistants (GAs) and Teachers Assistants (TAs), who are both students and employees of NYS. She also

shared her thoughts on one area in which the GSEU might have some difficulty in bargaining with NYS, that of issues related to individual student status, in contrast to issues related to individual employment status. She pointed out that there must be a clear line of distinction between collective bargaining on issues which are in the context of employment status and those which are in the context of student status. Ms. Kinsella stated that collective bargaining takes place not in the context of student status, but rather in the context of employment status.

Ms. Kinsella believes that the public does not fully understand PERB's role when a labor dispute arises. PERB administers the Taylor Law, yet, at the same time, it is also limited by the law. She sees the most common public misunderstanding in the collective bargaining area. The PERB's sole function is to facilitate a process, not produce an outcome. The PERB, with Ms. Kinsella as Chair, covers all the public employees and employers in

New York State. It is an efficient state agency which operates with a limited staff and under severe budget cuts, while facing a greatly increased case load and an increasingly large number of bargaining units.

**FIRST
ANNUAL
WORKER AND
CONSUMER
RIGHTS
CONFERENCE
TOMORROW!!!**

Speaker Attacks "Falling Down"

by Joe Khanna

The Asian-American Heritage Week sponsored by the Asian-American Law Students Association (AALSA) came to a close on Thursday afternoon with guest speaker Elizabeth Ouyang, a Staff Attorney with New York City's Asian American Legal Defense and Education Fund (AALDEF).

Ms. Ouyang discussed efforts being made by her organization, AALDEF, in New York City, such as bringing law students and attorneys in contact with Asian crime victims to assist in communications with police and the District Attorney's Office. She noted the efforts being made to establish a National Network that would put pressure on prosecutors to more vigorously pursue these cases. Ms. Ouyang stressed the importance of educating the community on how to "plug into" this network.

Ms. Ouyang spoke about a Corral Springs, Florida case in which a Vietnamese pre-med student was the victim of a racially motivated murder. After a massive letter-writing campaign, a second-degree murder charge was obtained. Ms. Ouyang further stressed the importance of community awareness and pressure on prosecutors, citing a New Jersey case in which an Indian doctor was the victim of a racially motivated assault and battery. In this case there were no arrests made for two years. After AALDEF and the National Network worked to get the FBI involved, it was uncovered that the prime suspects in the attack included a police officer and the son of another police officer. Both were arrested.

Ms. Ouyang also discussed what she believed were the main reasons for impeded Asian integration into the socio-political system in this country. Among these is the long history of discriminatory immigration law quotas, which were not lifted until 1965. She said that Asians could not become naturalized citizens until 1952. Ms. Ouyang also stressed the negative impact of the Japanese internment camps initiated by the government without evidence substantiating government allegations that Japanese-American spies were giving security information to Japan.

Additionally, Ms. Ouyang attacked the recent movie release "Falling Down", starring Michael Douglas, as furthering false negative attitudes about Asian-Americans. She had a complete copy of the manuscript, from which she read several lines of dialogue spoken by Michael Douglas' character as he enters a grocery store owned by a Korean businessman early in the film. She claimed this dialogue from the film was an unfounded social and political attack on immigrants in this country. Ms. Ouyang emphasized that this type of media treatment hinders positive racial relations.

Asian Heritage Week

by Joe Khanna

The Asian-American Law Students Association (AALSA) sponsored last week's Asian American Heritage Week at the Law School.

It was a week-long celebration that featured food, films and a guest lecture by Elizabeth Ouyang, the Staff Attorney for the New York City-based Asian American Legal Defense and Education Fund (AALDEF). These events were intended to raise community awareness of issues of concern to Asian-Americans.

Two films were shown during the week. "Blue Collar and Buddha" examined misconceptions about Southeast Asian refugees living in Illinois and the role of the Buddhist Church in the community. The Academy Award nominated film "Unfinished Business" documented the story of three men who refused to be interned and were imprisoned for violating Executive Order 9066, and their subsequent efforts to reopen their cases and have their convictions overturned.

The Asian Food Fair, held last Wednesday, was a tremendous success. Members of AALSA had prepared various Asian delicacies, which completely sold out in less than thirty minutes.

The week concluded with guest lecturer Ms. Ouyang, who discussed current issues in the Asian-American community and the role of her organization, AALDEF in New York City (see related article, this issue *The Opinion*).

With this long, hard week behind them, AALSA members are now focusing on next year. They hope to get an early start, attracting new members from next year's class right away. The organization will be in a building phase, with the following four officers graduating this year: Maxine Lee, President; Alice Tam, Vice President; Charlie Liu, Secretary; and Naoya Kano, Treasurer. AALSA elections are scheduled to be held before the end of the semester.

The Docket



WHAT: Non-traditional careers: Financial Services
WHEN: Tuesday, March 30, 2:30 p.m.
WHERE: Rm 106
DEAL: Non-traditional career opportunities with Met Life. All students invited.

WHAT: Alternative Dispute Resolution/Arbitration/Mediation Panel
WHERE: Room 108, O'Brian Hall
WHEN: Tuesday, March 30, 5:30-6:30 p.m.
DEAL: Speakers include Kevin Powers, Federal Mediator/Arbitrator; and David Polino, Better Business Bureau and Dispute Resolution Center. Sponsored by the Women's Bar Association of the State of New York.

WHAT: "Father Knows Best"
WHERE: Woldman Conference Theater, Norton Hall (second floor)
WHEN: Tuesday, March 30, 6:30 p.m.
DEAL: A play about living with domestic violence. Presented by the Domestic Violence Task Force. Admission is free.

WHAT: Seminar on Financial Matters Essential to New Attorneys
WHERE: Room 106 O'Brian Hall
WHEN: Tuesday, March 30, 6:30 p.m.
DEAL: Conducted by representatives of Buffalo Financial Associates. Refreshments will be served.

WHAT: Fatal Encounter With Justice: The Death Penalty
WHERE: O'Brian Hall, Room 108
WHEN: Thursday, April 1, 2:00 p.m.
DEAL: Discussion by Nobel Prize nominee Rev. Joseph Ingle.

WHAT: Fatal Encounter With Justice: The Death Penalty
WHERE: St. Paul's and St. Mark's United Church of Christ, 185 Niagara St., Buffalo
WHEN: Thursday, April 1, 7:00 p.m.
DEAL: Discussion by Nobel Prize nominee Rev. Joseph Ingle.

REV. JOSEPH INGLE, author and activist,
discusses THE DEATH PENALTY

Thursday, April 1 at 2:00 p.m.
Room 108, O'Brian Hall

PHIALPHA DELTA LAW FRATERNITY, INTERNATIONAL

Cordially invites
all PAD members, PAD alumni, law school faculty,
and their guests

to

PAD's "END OF YEAR" DINNER

to be held at

The Macaroni Company
60 Maple Road, Amherst
Wednesday, April 21, 1993 - 6:30 pm

Cost: \$11.00/per person for Dinner
Also Cash Bar Happy Hour

Anyone planning to attend who has not received a
Reservation Form, please drop a note in Box 430 indicating
your name, number in party and your telephone and box number.
Please indicate if you are a PAD member or Faculty.
Your reservations will be confirmed and payment collected at
a later date.

For more information call Joe Khanna at (716) 875-2520.

G
I
V
E

B
L
O
O
D
!

Summer Living in New York City

You can live in the heart of historic
Greenwich Village this summer.

- ▼ Central NYC location in charming neighborhood
- ▼ 1-3 bedroom suites in modern, air-conditioned, 24-hour security apartment buildings
- ▼ Excellent living facilities for individuals and families
- ▼ Eligibility to buy a pass to use NYU's sports and fitness center; free, noncredit evening lecture series

SPECIAL SUMMER RATES

One-Week Minimum Stay
May 19-August 11, 1993

For more information on the
Summer Living Program
at the NYU School of Law
residences, please return the
coupon below or call
1-212-998-6512.

Mail to:
NYU School of Law
Summer Living
40 Washington Square South
New York, NY 10012-1099
Fax: 1-212-995-3156

Approximate dates of stay?
From _____ to _____

NAME _____
ADDRESS _____
CITY / STATE / ZIP CODE _____
() DAY TELEPHONE () EVENING TELEPHONE
SCHOOL / COMPANY / AFFILIATION _____
New York University is an affirmative action/equal opportunity institution.

PUBLIC NOTICE THE OPINION

EDITORIAL BOARD ELECTIONS

Tuesday, April 13, 1993 at 5:00 PM

Editorial Board Positions:

Editor-in-Chief
Managing Editor
News Editor
Business Editor
Features Editor
Layout Editor
Photo Editor
Art Director

For a list of responsibilities, see The Opinion
Constitution on the door of Room 724.

Please submit a written letter of interest for a desired
position(s) to Box #223 no later than
Monday, April 12, 1993 at 5:00 PM.

Interested candidates should be available for an
interview with the Editorial Board on the day of election.

BUFFALO LAW SCHOOL
BAR/BRI BULLETIN
DATES TO REMEMBER

DAY/DATE

EVENT

TUESDAY, MARCH 16

- 1) 1993 BOOK DISTRIBUTION BEGINS
(Additional distribution days: 3/31 & 4/15)
- 2) CLASS OF '93 - \$150 N.Y. DISCOUNT ENDS
(\$50 discount until April 15)

NOTE:

CLASS OF '94 - \$150 N.Y. DISCOUNT CONTINUES UNTIL APRIL 15;
CLASS OF '95 & '96 - \$200 N.Y. DISCOUNT CONTINUES UNTIL APRIL 15

THURSDAY, APRIL 15

LAST CHANCE TO:

- 1) SECURE A DISCOUNTED TUITION
 - 2) PICK-UP BOOKS
-

THURSDAY, MAY 20

NEW YORK COURSE BEGINS AT LIVE LOCATION

WEDNESDAY, MAY 26

NEW YORK COURSE BEGINS AT TAPE LOCATIONS

SATURDAY, MAY 29

**FILING DEADLINE FOR JULY 1993
NEW YORK BAR EXAM**

BAR/BRI
BAR REVIEW